

1628

Image



DOCKET NO. 17243CIP3(AP)

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Chow et al.

Serial No.: 09/815,362

Conf. No.: 4078

Filed: March 21, 2001

For: COMPOUNDS AND METHODS OF TREATMENT HAVING  
AGONIST-LIKE ACTIVITY SELECTIVE AT ALPHA 2B OR 2B/2C  
ADRENERGIC RECEPTORS

Group Art Unit: 1626

Examiner: Rebecca L. Anderson

I hereby certify that this correspondence is being  
deposited with the United States Postal Service as first  
class mail in an envelope addressed to: Mail Stop  
Inventorship, Commissioner for Patents, P.O. Box  
1450, Alexandria, VA 22313-1450 on:

11/10/2003  
(Date of Deposit)

BONNIE FERGUSON  
Printed Name of Person Making Deposit

Bonnie Ferguson  
Signature

11/10/2003  
Date of Signature

PETITION FOR CORRECTION OF INVENTORSHIP

Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby petition the Commissioner pursuant to 37 CFR 1.48(a) to correct the inventorship in the above-referenced patent application. Through error, inventor Todd M. Heidelbaugh was not named as a joint inventor when this continuation patent application was filed. This error was made by the undersigned without deceptive intent in the haste to file the present application; such haste was exacerbated by the fact the undersigned was simultaneously working without an experienced assistant at the time, a lack that has thankfully since been cured.

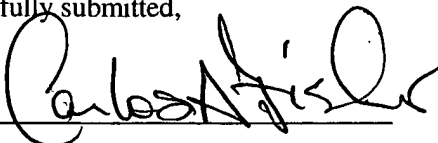
Accordingly, Applicants petition the Commissioner to amend the application to set forth the actual inventors. Accompanying this petition is 1) a Statement of Todd M. Heidelbaugh in support of the correction of inventorship, 2) a Declaration by the actual inventors as required by 37 CFR §1.63, and 3) the written consent of the assignee, Allergan, Inc., for such correction of inventorship.

Serial No. 09/815,362  
Docket No. 17243CIP3 (BAR)

Kindly use Deposit Account 01-0885 for the payment of the petition fee and any other cost that may be due as a result of this communication.

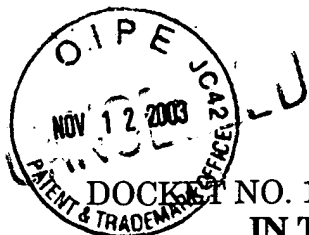
Dated: 11/7/03

Respectfully submitted,

By: 

Telephone: (714) 246-4920  
Facsimile: (714) 246-4249

Carlos A. Fisher- T2-7H  
Registration No. 36,510  
Attorney of Record  
ALLERGAN, INC.  
Legal Department  
2525 Dupont Drive  
Irvine, CA. 92612



DOCKET NO. 17243CIP3(AP)  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**PATENT**

Applicant: Chow et al.  
Serial No.: 09/815,362  
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For: COMPOUNDS AND METHODS OF TREATMENT HAVING  
AGONIST-LIKE ACTIVITY SELECTIVE AT ALPHA 2B OR 2B/2C  
ADRENERGIC RECEPTORS  
Group Art Unit: 1626  
Examiner: Rebecca L. Anderson

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Inventorship, Commissioner for Patents, P.O. Box  
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11/10/2003  
(Date of Deposit)

BONNIE FERGUSON  
Printed Name of Person Making Deposit

Bonnie Ferguson  
Signature

11/10/2003  
Date of Signature

**CONSENT OF ASSIGNEE TO CORRECTION OF INVENTORSHIP**

Commissioner for Patents  
Alexandria, VA 22313-1450

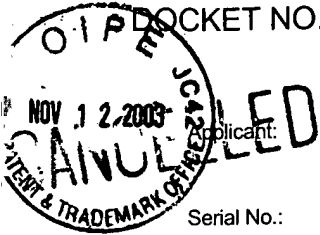
Dear Sir:

As owner of the entire right, title, and interest in the above identified patent application, ALLERGAN hereby consents to the correction of inventorship to add Todd M. Heidelbaugh as an inventor in the above-referenced patent application. ALLERGAN'S right to take action pursuant to 37 CFR 3.73 is established in an Assignment from the inventors to ALLERGAN recorded in the Patent and Trademark Office on August 16, 1996 at Reel 8135, Frame 0552.

I, the undersigned, declare that I am authorized to make this appointment on behalf of Allergan, Inc.

Respectfully submitted,

Martin A. Voet  
Martin A. Voet  
Assistant Secretary  
Allergan, Inc.  
2525 Dupont Drive  
Irvine CA 92612



PATENT

DOCKET NO. 17243CIP3(AP)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Chow et al.  
Serial No.: 09/815,362; Conf. No. 4078  
Filed: March 21, 2001  
For: COMPOUNDS AND METHOD OF  
TREATMENT HAVING AGONIST-LIKE ACTIVITY SELECTIVE  
AT ALPHA 2B OR 2B/2C ADRENERGIC RECEPTORS  
Group Art Unit: 1626  
Examiner: Floyd D. Higel

I hereby certify that this  
correspondence is being deposited  
with the United States Postal Service  
as first class mail in an envelope  
addressed to: Mail Stop Inventorship,  
Commissioner for Patents, P.O. Box  
1450, Alexandria, VA 22313-1450 on:

11/10/2003  
(Date of Deposit)

BONNIE FERGUSON  
Printed Name of Person Making  
Deposit

Bonnie Ferguson  
Signature  
11/10/2003  
Date of Signature

STATEMENT OF TODD M. HEIDELBAUGH

Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

I, Todd M. Heidelbaugh, am an inventor of the subject matter claimed in the  
above-referenced patent application.

At the time the invention was made I was employed by Allergan, Inc., the parent  
company of the assignee Allergan, Inc. I was unaware that this continuing application  
was filed until after the filing date, and therefore had no opportunity to advise Allergan that

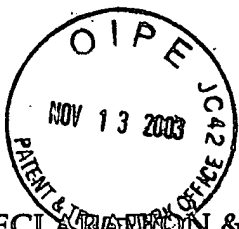
Serial No. 09/815,362  
Docket No. 17243CIP3 (BAR)

the inventor information, including the list of inventors, was incomplete. Thus, the incorrect naming of the inventive entity in this patent application was made without deceptive intent on my part; moreover, it is my understanding that such incorrect indication of inventors was an inadvertent error made when the patent application was filed.

Respectfully submitted,

Dated: Nov. 5, 2003

By: Todd M. Heidelbaugh  
Todd M. Heidelbaugh



Chow t al.  
Docket No. 17243CIP3(AP)  
Filed: March 21, 2001)

**COMBINED DECLARATION & POWER OF ATTORNEY - U.S.A Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention **COMPOUNDS AND METHODS FOR TREATING PAIN AND INTRAOCULAR HYPERTENSION WITH REDUCED SIDE EFFECTS** the specification of which

(check one) ☐ is attached hereto  
☒ was filed on 3/21/02 as US Application Serial No. 08/815,362  
or PCT International Application No. \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a). I hereby claim foreign priority benefits under 35 USC § 119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the Prior Foreign Applications(s).

<u>Number</u>	<u>Country</u>	<u>Day/Month/Yr filed</u>	<input type="checkbox"/> Priority Not Claimed
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I hereby claim the benefit under 35 USC §119 (e) of any United States provisional application(s) listed below.

<u>Application No.</u>	<u>Filing Date</u>
------------------------	--------------------

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>09/329,752</u>	<u>June 6, 1999</u>
Application No.	Filing Date

<u>09/205,597</u>	<u>December 4, 1998</u>
Application No.	Filing Date

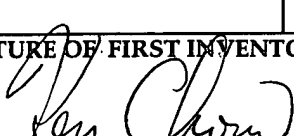
<u>08/895,347</u>	<u>December 4, 1997</u>
Application No.	Filing Date


I hereby appoint CARLOS A. FISHER, Registration No. 36,510 (to whom all communications are to be directed), and the below-named persons (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, with full power to appoint associate attorneys:


<u>Name</u>	<u>Registration No.</u>
Robert Baran	25,806
Stephen Donovan	33,433
Martin A. Voet	25,208


, all of the following correspondence address: Allergan, Inc., 2525 Dupont Drive, Irvine, CA. 92612

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.


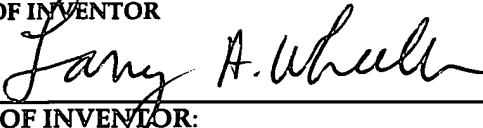
<b>FULL NAME OF INVENTOR:</b>			
<b>First Name:</b> KEN	<b>Initial</b>	<b>Last Name</b> CHOW	
<b>RESIDENCE &amp; CITIZENSHIP</b>			
<b>City</b> NEWPORT COAST	<b>State or Foreign Country</b> CALIFORNIA		<b>Country of Citizenship</b> USA
<b>POST OFFICE ADDRESS</b>			
<b>Post Office Address</b> 20 TIDAL SURF	<b>City</b> NEWPORT COAST	<b>State or Country</b> CALIFORNIA	<b>Zip Code</b> 92657
<b>SIGNATURE OF FIRST INVENTOR</b> 		<b>DATE:</b> 1/17/2002	

<b>FULL NAME OF INVENTOR:</b>			
<b>First Name:</b> DANIEL		<b>Initial</b> W.	<b>Last Name</b> GIL
<b>RESIDENCE &amp; CITIZENSHIP</b>			
<b>City</b> CORONA DEL MAR	<b>State or Foreign Country</b> CALIFORNIA		<b>Country of Citizenship</b> USA
<b>POST OFFICE ADDRESS</b>			
<b>Post Office Address</b> 2541 POINT DEL MAR	<b>City</b> CORONA DEL MAR	<b>State or Country</b> CALIFORNIA	<b>Zip Code</b> 92625
<b>SIGNATURE OF INVENTOR</b> 		<b>DATE:</b> 1-18-02	

<b>FULL NAME OF INVENTOR:</b>			
<b>First Name:</b> JAMES		<b>Initial</b> A.	<b>Last Name</b> BURKE
<b>RESIDENCE &amp; CITIZENSHIP</b>			
<b>City</b> SANTA ANA	<b>State or Foreign Country</b> CALIFORNIA		<b>Country of Citizenship</b> USA
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<b>Post Office Address</b> 2409 EAST AVALON AVE	<b>City</b> SANTA ANA	<b>State or Country</b> CALIFORNIA	<b>Zip Code</b> 92705
<b>SIGNATURE OF INVENTOR</b> 		<b>DATE:</b> 01/18/02	


<b>FULL NAME OF INVENTOR:</b>			
<b>First Name:</b> DALE		<b>Initial</b> A.	<b>Last Name</b> HARCOURT
<b>RESIDENCE &amp; CITIZENSHIP</b>			
<b>City</b> IRVINE	<b>State or Foreign Country</b> CALIFORNIA		<b>Country of Citizenship</b> USA
<b>POST OFFICE ADDRESS</b>			
<b>Post Office Address</b> 2 FLAGSTONE-APT. 344	<b>CITY</b> IRVINE	<b>STATE OR COUNTRY</b> CALIFORNIA	<b>Zip Code</b> 92606
<b>SIGNATURE OF INVENTOR</b> 		<b>DATE:</b> 1/22/02	

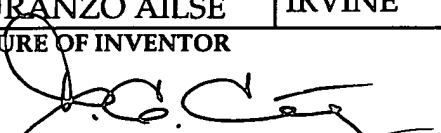


<b>FULL NAME OF INVENTOR:</b>			
First Name: MICHAEL	Initial E.	Last Name GARST	
<b>RESIDENCE &amp; CITIZENSHIP</b>			
City NEWPORT BEACH	State or Foreign Country CALIFORNIA	Country of Citizenship USA	
<b>POST OFFICE ADDRESS</b>			
Post Office Address 2627 RAQUETA	City NEWPORT BEACH	State or Country CALIFORNIA	Zip Code 92660
SIGNATURE OF INVENTOR 		DATE: 21 Jan 02	
<b>FULL NAME OF INVENTOR:</b>			
First Name: LARRY	Initial A.	Last Name WHEELER	
<b>RESIDENCE &amp; CITIZENSHIP</b>			
City IRVINE	State or Foreign Country CALIFORNIA	Country of Citizenship USA	
<b>POST OFFICE ADDRESS</b>			
Post Office Address 18 VALLEY VIEW	City IRVINE	State or Country CA	Zip Code 92715
SIGNATURE OF INVENTOR 		DATE: 24 Jan 02	
<b>FULL NAME OF INVENTOR:</b>			
First Name: STEPHEN	Initial A.	Last Name MUNK	
<b>RESIDENCE &amp; CITIZENSHIP</b>			
City NORTHVILLE	State or Foreign Country MICHIGAN	Country of Citizenship USA	
<b>POST OFFICE ADDRESS</b>			
Post Office Address 15976 WINCHESTER	City NORTHVILLE	State or Country MICHIGAN	Zip Code 48167
SIGNATURE OF INVENTOR		DATE:	

<b>FULL NAME OF INVENTOR:</b>			
<b>First Name:</b> MICHAEL		<b>Initial</b> E.	<b>Last Name</b> GARST
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<b>City</b> NEWPORT BEACH	<b>State or Foreign Country</b> CALIFORNIA		<b>Country of Citizenship</b> USA
<b>POST OFFICE ADDRESS</b>			
<b>Post Office Address</b> 2627 REQUETA	<b>City</b> NEWPORT BEACH	<b>State or Country</b> CALIFORNIA 92660	
<b>SIGNATURE OF INVENTOR</b>		<b>DATE:</b>	

<b>FULL NAME OF INVENTOR:</b>			
<b>First Name:</b> LARRY		<b>Initial</b> A.	<b>Last Name</b> WHEELER
<b>RESIDENCE &amp; CITIZENSHIP</b>			
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<b>POST OFFICE ADDRESS</b>			
<b>Post Office Address</b> 18 VALLEY VIEW	<b>City</b> IRVINE	<b>State or Country</b> CA	<b>Zip Code</b> 92715
<b>SIGNATURE OF INVENTOR</b>		<b>DATE:</b>	

<b>FULL NAME OF INVENTOR:</b>			
<b>First Name:</b> STEPHEN		<b>Initial</b> A.	<b>Last Name</b> MUNK
<b>RESIDENCE &amp; CITIZENSHIP</b>			
<b>City</b> <del>IRVINE</del> <sup>SM 10/5/01</sup> NORTHVILLE	<b>State or Foreign Country</b> <del>CALIFORNIA</del> <sup>SM 10/5/01</sup> MICHIGAN		<b>Country of Citizenship</b> USA
<b>POST OFFICE ADDRESS</b>			
<b>Post Office Address</b> 15976 Winchester Drive	<b>City</b> Northville	<b>State or Country</b> MI	<b>Zip Code</b> 48167
<b>SIGNATURE OF INVENTOR</b> 		<b>DATE:</b> 5 October 2007	

<b>FULL NAME OF INVENTOR:</b>			
<b>First Name:</b> DARIO		<b>Initial</b> G.	<b>Last Name</b> GOMEZ
<b>RESIDENCE &amp; CITIZENSHIP</b>			
<b>City</b> IRVINE	<b>State or Foreign Country</b> CALIFORNIA		<b>Country of Citizenship</b> USA
<b>POST OFFICE ADDRESS</b>			
<b>Post Office Address</b> 375 DURANZO AILSE	<b>City</b> IRVINE	<b>State or Country</b> CALIFORNIA	<b>Zip Code</b> 92606
<b>SIGNATURE OF INVENTOR</b> 		<b>DATE:</b> 01/17/02	

<b>FULL NAME OF INVENTOR:</b>			
First Name: DARIO		Initial G.	Last Name GOMEZ
<b>RESIDENCE &amp; CITIZENSHIP</b>			
City IRVINE	State or Foreign Country CA		Country of Citizenship USA
<b>POST OFFICE ADDRESS</b>			
Post Office Address 375 DURANZO AILSE	City IRVINE	State or Country CA	Zip Code 92606
SIGNATURE OF INVENTOR		DATE:	
<b>FULL NAME OF INVENTOR:</b>			
First Name: TODD		Initial M.	Last Name HEIDELBAUGH
<b>RESIDENCE &amp; CITIZENSHIP</b>			
City FOUNTAIN VALLEY	State or Foreign Country CALIFORNIA		Country of Citizenship USA
<b>POST OFFICE ADDRESS</b>			
Post Office Address 18886 MT. CASTILE CIRCLE	City FOUNTAIN VALLEY	State or Country CA	Zip Code 92708
SIGNATURE OF INVENTOR <i>Todd M. Heidelbaugh</i>		DATE: <i>Nov. 10, 2003</i>	